

FILED

2008 JUL 30 P 2:58

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Matthew Kozlowski Plaintiff,

vs.

Charles D. Lee, et al.

Defendant.

CASE NO. C 08-00954 JW

**PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS**

I, Kozlowski Matthew, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: NA Net: NA

Employer: NA

If the answer is "no," state the date of last employment and the amount of the gross and net salary
PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. _____

1 and wages per month which you received. (If you are imprisoned, specify the last place of
2 employment prior to imprisonment.)

3 Never have I been employed
4
5

6 2. Have you received, within the past twelve (12) months, any money from any of the following
7 sources:

8 a. Business, Profession or
9 self employment

Yes ___ No X

10 b. Income from stocks, bonds,
11 or royalties?

Yes ___ No X

12 c. Rent payments?

Yes ___ No X

13 d. Pensions, annuities, or
14 life insurance payments?

Yes ___ No X

15 e. Federal or State welfare payments,
16 Social Security or other govern-
17 ment source?

Yes ___ No X

18 If the answer is "yes" to any of the above, describe each source of money and state the amount
19 received from each.

20 NA
21

22 3. Are you married?

Yes ___ No X

23 Spouse's Full Name: NA

24 Spouse's Place of Employment: NA

25 Spouse's Monthly Salary, Wages or Income:

26 Gross \$ 0 Net \$ 0

27 4. a. List amount you contribute to your spouse's support : \$ 0

28 b. List the persons other than your spouse who are dependent upon you for support
PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. _____

and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

NA

5. Do you own or are you buying a home?

Yes ___ No ☒

Estimated Market Value: \$ 0 Amount of Mortgage: \$ 0

6. Do you own an automobile?

Yes ___ No ☒

Make NA Year NA Model NA

Is it financed? Yes ___ No ☒ If so, Total due: \$ NA

Monthly Payment: \$ NA

7. Do you have a bank account? Yes ___ No ☒ (Do not include account numbers.)

Name(s) and address(es) of bank: NA

Present balance(s): \$ NA

Do you own any cash? Yes ___ No ☒ Amount: \$ 0

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No ☒

8. What are your monthly expenses?

Rent: \$ 0 Utilities: \$ 0

Food: \$ 0 Clothing: \$ 0

Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
<u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
<u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
<u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)
 I owe \$5,250 in restitution
 PRIS. APPLIC. TO PROC. IN FORMA

I owe \$5,250 in restitution

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ___ No ☒

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

7/14/08

DATE

Keylauski Matthew

SIGNATURE OF APPLICANT

PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. _____

Case Number: C08-00954

CERTIFICATE OF FUNDS

IN

PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Kozlowski Matthew for the last six months at

[prisoner name]

Yule Creek State Prison where (s)he is confined.

[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 0 and the average balance in the prisoner's account each month for the most recent 6-month period was \$.07.

Dated: 7-24-08

B. Littlejohn

[Authorized officer of the institution]

CALIFORNIA DEPARTMENT OF CORRECTIONS
MULE CREEK STATE PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 24, 2008

ACCOUNT NUMBER : P82055 BED/CELL NUMBER: A 0100000000143L
ACCOUNT NAME : KOZLOWSKI, MATTHEW MARK ACCOUNT TYPE: I
PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
01/01/2008		BEGINNING BALANCE					0.40
05/27	W502	POSTAGE CHARG	0523 4393			0.17	0.23

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 06/02/00
COUNTY CODE: ALA

CASE NUMBER: H27383
FINE AMOUNT: \$ 10,000.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
01/01/2008		BEGINNING BALANCE		10,000.00
07/09/08	VP55	PLRA REST. PAYMENT UPDATE	4,750.00-	5,250.00

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTION TO BE POSTED
0.40	0.00	0.17	0.23	0.00	0.0

CURRENT AVAILABLE BALANCE

0.2

1



THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.

ATTEST: 7-24-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY B. Littlejohn
TRUST OFFICE

PRINTED IN U.S.A.

Matthew Kozlowski P82055

M. C. S. P. Case 5:08-cv-00954-JW

Document 6-3

Filed 07/30/2008

Page 1 of 2

P.O. Box #409020

Stone, Ca, 95640-9000

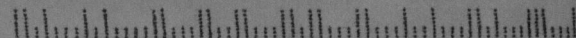


UNITED STATES POSTAGE
\$ 00
02 1M
000421 4248 JUL 2
MAILED FROM ZIP CODE

Office OF The Clerk, U.S. District court
Northern District of California
280 South First Street, Room 2112
San Jose, California 95113 - 3095

Legal mail

07/30/2008 08:00



CC1 BENNETT 7-25-08

Legal mail